

Amendments to House Bill No. 602
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9
EXHIBIT

DATE

3/22/11

HB

6002

Requested by Representative Walter McNutt

For the House Appropriations Committee

Prepared by Joe Kolman
March 21, 2011 (11:03am)

1. Page 1, line 17.

Strike: subsection (4) in its entirety

Renumber: subsequent subsections

2. Page 1, line 18 through line 19.

Strike: "for uses that" on line 18 through "amount of water" on line 19

3. Page 1, line 23.

Strike: "water laws of Montana do"

Insert: "Water Use Act does"

4. Page 1, line 24 through line 25.

Strike: "and the de minimis use of water"

5. Page 2, line 5.

Strike: "and necessary"

6. Page 2, line 6.

Strike: "and enforcement" through "wells"

7. Page 2, line 7.

Following: line 6

Insert: "(v) examining enforcement options for exempt wells to ensure that they do not exceed statutory limits or disrupt the priority system for water right administration governed by the Water Use Act and the Montana constitution;

(vi) examining applicable research and analysis conducted by the ground water investigation program at the Montana bureau of mines and geology provided for in 85-2-525;"

Renumber: subsequent subsections

8. Page 2, line 13.

Following: "the statutes"

Insert: ", rules, programs,"

9. Page 2, line 13 through line 14.

Strike: "or de minimis" on line 13 through "appropriations" on line 14

10. Page 2, line 15 through line 16.

Following: "the adequacy of"

Strike: "controlled" on line 15 through "permitting " on line 16

Insert: "existing programs and tools for managing and mitigating the development of wells that would otherwise be exempt from permitting, including but not limited to controlled ground water areas created pursuant to Title 85, chapter 2, part 5, water mitigation banks, community water system incentives, and in-lieu-of-fee programs"

11. Page 2, line 17.

Strike: "the role of local governments in"

Following: "decisions"

Insert: ", including the relationship between exempt wells and individual septic systems, the cost comparison of installing public water systems or extending existing water infrastructure, and the role of local governments in requiring alternatives to exempt wells"

12. Page 2, line 24.

Following: "authority."

Strike: "The"

Insert: "(1) Except as provided in subsection (2), the"

13. Page 2, line 25.

Strike: "commence rulemaking"

Insert: "adopt rules"

14. Page 2, line 27.

Following: line 26

Insert: "(2) The department may adopt rules to implement amendments to 85-2-306(3) that were passed and approved by the 62nd legislature for:

(a) appropriations by a local governmental fire agency organized under Title 7, chapter 33, provided that the appropriation is used only for emergency fire protection; or

(b) nonconsumptive appropriations for geothermal heating or cooling exchange applications."

15. Page 2, line 28.

Strike: "\$30,000"

Insert: "\$15,000"

- END -